

DISMISSED, APPEAL

E-filing

**U.S. Bankruptcy Court
Northern District of California (San Francisco)
Bankruptcy Petition #: 07-30030
Internal Use Only**

Assigned to: Judge Thomas E. Carlson
Chapter 7
Involuntary
No asset

Date Filed: 01/09/2007
Date Dismissed: 06/26/2007

Debtor

Alliance Financial Capital Holdings, Inc.
700 Airport Blvd., Suite 430
Burlingame, CA 94010
Tax id: 94-3201887

represented by **Iain A. Macdonald**
Law Offices of Macdonald and Assoc.
2 Embarcadero Center #1670
San Francisco, CA 94111-3930
(415) 362-0449
Email: mac@macdonaldlawsf.com

Petitioning Creditor

First Trust Corporation FBO Richard L. Spees
6933 Wilton Drive
Oakland, CA 94611
Tax id: 84-0519832

represented by **Michael D. Cooper**
Wendel, Rosen, Black and Dean
1111 Broadway 24th Fl.
P.O. Box 2047
Oakland, CA 94604-2047
(510) 834-6600
Email: mcooper@wendel.com

Petitioning Creditor

First Trust Corporation FBO J.D. Erickson
46 Oak Trail Court
Alamo, CA 94507
Tax id: 84-0519832

represented by **Michael D. Cooper**
(See above for address)

Petitioning Creditor

George Rnjak
3920 Heathfield Place
Santa Rosa, CA 95404
SSN: 545-45-5826

represented by **Michael D. Cooper**
(See above for address)

Petitioning Creditor

Jennifer M. Moore
355 North Wolfe Rd. #531
Sunnyvale, CA 94085

represented by **James H. Seymour**
Law Offices of James H. Seymour
706 Cowper St.
Palo Alto, CA 94301
(650) 323-7226
Email: jseymourlaw@yahoo.com



**UNITED STATES BANKRUPTCY COURT
Northern District of California**

I certify that this is a true, correct and full copy
of the original document on file in my custody.

Dated July 9, 2007
by Debra Lee
Deputy Clerk

U.S. Trustee

Office of the U.S. Trustee / SF
Office of the U.S. Trustee
235 Pine Street
Suite 700
San Francisco, CA 94104
(415) 705-3333

Filing Date #

Docket Text

01/09/2007 1 Chapter 7 Involuntary Petition. Fee Amount \$299. Filed by Petitioning Creditor (s) First Trust Corporation FBO Richard L. Spees (attorney Michael D. Cooper), First Trust Corporation FBO J.D. Erickson (attorney Michael D. Cooper), George Rnjak (attorney Michael D. Cooper) (Cooper, Michael) (Entered: 01/09/2007)

01/09/2007 Receipt of filing fee for Involuntary Petition (Chapter 7)(07-30030) [misc,invol7] (299.00). Receipt number 3896154, amount \$ 299.00 (U.S. Treasury) (Entered: 01/09/2007)

01/09/2007 2 Document: *Summons to Debtor in Involuntary Case (To Be Issued)*. (RE: related document(s)1 Involuntary Petition (Chapter 7), Involuntary Petition (Chapter 7)). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Cooper, Michael) (Entered: 01/09/2007)

01/11/2007 ****COURT ENTRY**** Two of Petitioning Creditors' Names On The System Do Not Match Those On The Pdf. Court Contacted Attorney's Office and Was Told That Attorney Prefers The Way The Names Were Entered. Court Will Prepare The Standardized "Sommons and Notice of Status Conference In Involuntary Case". (RE: related document(s)1 Involuntary Petition (Chapter 7) 2 Document). (ql,) Modified on 1/11/2007 (ql,). (Entered: 01/11/2007)

01/11/2007 3 Involuntary Summons and Notice To Debtor Of Status Conference In Voluntary Case Issued on Alliance Financial Capital Holdings, Inc. . (ql,) (Entered: 01/11/2007)

01/11/2007 Hearing Set On (RE: related document(s)3 Involuntary Summons Issued). Status Conference to be held on 1/22/2007 at 09:30 AM at San Francisco Courtroom 23 - Carlson. (ql,) (Entered: 01/11/2007)

01/12/2007 4 Summons Service Executed in an Involuntary Case on Alliance Financial Capital Holdings, Inc. 1/12/2007, Answer Due 02/01/2007 Filed by First Trust Corporation FBO J.D. Erickson ; First Trust Corporation FBO Richard L. Spees ; George Rnjak (Cooper, Michael) (Entered: 01/12/2007)

01/18/2007 5 Notice of Appearance and Request for Notice by Michael St. James Filed by Creditor T. Dale & Mariann Sheldon (Attachments: # 1 Certificate of Service) (St. James, Michael) (Entered: 01/18/2007)

01/19/2007 6 Notice of Appearance and Request for Notice by Raymond A. Policar Filed by Creditor Bank Of Stockton (Attachments: # 1 Certificate of Service) (Policar, Raymond) (Entered: 01/19/2007)

01/22/2007 Courtroom Hearing Continued (gh,) (Entered: 01/22/2007)

01/26/2007 Courtroom Hearing Continued (gh,) (Entered: 01/26/2007)

01/29/2007 7 Adversary case 07-03010. 01 (Determination of removed claim or cause) 14 (Recovery of money/property - other), 21 (Validity, priority or extent of lien or other interest in property) ,91 (Declaratory judgment),02 Other(e.g.other actions that would have been brought in state court if unrelated to bankruptcy) Complaint by Jennifer M. Moore , Jacqueline Jackson, et al against Richard Lee Hatfield , Melvin R. Slager , Alliance Financial Capital, Inc., et al. Notice of removal of previously consolidated cases(From Superior Court, State of California, County of San Mateo) Fee Amount \$250 . (ac,) Modified on 1/29/2007 (ac,). (Entered: 01/29/2007)

01/29/2007 8 Request for Notice Filed by Creditor Jacqueline Jackson (Kuhner, Chris) (Entered: 01/29/2007)

01/29/2007 9 Request for Notice Filed by Creditor David and Jacqueline Fenton (Kuhner, Chris) (Entered: 01/29/2007)

02/02/2007 Courtroom Hearing Held (Court to do order.)(gh,) (Entered: 02/02/2007)

02/02/2007 10 Order Suspending Involuntary Bankruptcy Proceedings (RE: related document(s) 1 Involuntary Petition (Chapter 7) filed by Petitioning Creditor First Trust Corporation FBO Richard L. Spees, Petitioning Creditor First Trust Corporation FBO J.D. Erickson, Petitioning Creditor George Rnjak). (ql,) (Entered: 02/02/2007)

02/02/2007 11 Hearing Set On (RE: related document(s) 1 Involuntary Petition (Chapter 7)). Status Conference to be held on 2/12/2007 at 10:00 AM at San Francisco Courtroom 23 - Carlson. (ql,) (Entered: 02/02/2007)

02/04/2007 12 BNC Certificate of Mailing (RE: related document(s) 10 Order,). Service Date 02/04/2007. (Admin.) (Entered: 02/04/2007)

02/12/2007 Courtroom Hearing Continued (RE: Hearing Set - related document(s) 11) (Continued to 2/15/2007 09:30 AM at San Francisco Courtroom 23 - Carlson) (can be moved by parties.)(gh,) (Entered: 02/12/2007)

02/12/2007 13 Order Setting Continued Status Conference. (ql,) (Entered: 02/12/2007)

02/14/2007 14 BNC Certificate of Mailing (RE: related document(s) 13 Order for Status Conference). Service Date 02/14/2007. (Admin.) (Entered: 02/14/2007)

02/22/2007 15 Status Conference Statement (RE: related document(s) 13 Order for Status Conference). Filed by Creditor Jennifer M. Moore (Seymour, James) (Entered: 02/22/2007)

02/26/2007 Hearing Continued . (Status Conference to be heard on 3/12/07 at 11:30 AM). (gh,) (Entered: 02/26/2007)

02/27/2007 16 Order Continuing Suspension of Proceedings and Setting Continued Status Conference. (RE: related document(s) 1 Involuntary Petition (Chapter 7)). Status Conference to be held on 3/9/2007 at 9:30 AM San Francisco Courtroom 23 - Carlson for [11], (ql,) (Entered: 02/27/2007)

03/01/2007 17 BNC Certificate of Mailing (RE: related document(s) 16 Order to Continued Hearing,). Service Date 03/01/2007. (Admin.) (Entered: 03/02/2007)

03/02/2007 18 Order Correcting Time and Date Of Continued Status Conference (RE: related document(s) 16 Order to Continued Hearing, [11] Hearing Set). Status Conference to be held on 3/12/2007 at 11:30 AM San Francisco Courtroom 23 - Carlson for [11], (ql,) (Entered: 03/02/2007)



03/04/2007 19 BNC Certificate of Mailing (RE: related document(s) 18 Order to Continued Hearing,). Service Date 03/04/2007. (Admin.) (Entered: 03/04/2007)

03/08/2007 20 Status Conference Statement (RE: related document(s) 18 Order to Continued Hearing,). Filed by Creditor Jennifer M. Moore (Attachments: # 1 Exhibit Ex A - Proposed Settlement Terms) (Seymour, James) (Entered: 03/08/2007)

03/12/2007 Courtroom Hearing Continued (RE: Hearing Set - related document(s) 11) (Continued to 5/11/2007 11:00 AM at San Francisco Courtroom 23 - Carlson) (Court to do order.)(gh,) (Entered: 03/12/2007)

03/13/2007 21 Amended Order Continuing Suspension of Proceedings and Setting Continued Status Conference (RE: related document(s) 18 Order to Continued Hearing, [11] Hearing Set). Status Conference to be held on 5/11/2007 at 11:00 AM San Francisco Courtroom 23 - Carlson for [11], (ql,) Modified on 3/13/2007 (ql,). (Entered: 03/13/2007)

03/15/2007 22 BNC Certificate of Mailing (RE: related document(s) 21 Order to Continued Hearing,). Service Date 03/15/2007. (Admin.) (Entered: 03/15/2007)

- 03/29/2007  Disposition of Adversary 07-3010. (ac,) (Entered: 03/29/2007)
- 03/29/2007  Adversary Case Closed 07-3010. (ac,) (Entered: 03/29/2007)
- 05/08/2007  23 Notice of Continued Hearing of *Status Conference* (RE: related document(s)21 Amended Order Continuing Suspension of Proceedings and Setting Continued Status Conference (RE: related document(s)18 Order to Continued Hearing, [11] Hearing Set). Status Conference to be held on 5/11/2007 at 11:00 AM San Francisco Courtroom 23 - Carlson for [11], (ql,) Modified on 3/13/2007 (ql,). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Certificate of Service) (Cooper, Michael) (Entered: 05/08/2007)
- 05/09/2007  Hearing Continued (RE: related document(s)23 Notice of Continued Hearing, [11] Hearing Set). Status Conference to be held on 5/18/2007 at 11:00 AM San Francisco Courtroom 23 - Carlson for [11], (ql,) (Entered: 05/09/2007)
- 05/09/2007  ****ERROR**** Continued Status Conference Not Updated. Court Corrected. (RE: related document(s)23 Notice of Continued Hearing). (ql,) (Entered: 05/09/2007)
- 05/09/2007  ****ERROR**** Continued Status Conference Not Updated. Court Corrected. (RE: related document(s)23 Notice of Continued Hearing). (ql,) ERROR: DUPLICATE DOCKETING. Modified on 5/9/2007 (ql,). (Entered: 05/09/2007)
- 05/09/2007  24 Order Continuing Status Conference (RE: related document(s)23 Notice of Continued Hearing filed by Petitioning Creditor First Trust Corporation FBO Richard L. Spees, Petitioning Creditor First Trust Corporation FBO J.D. Erickson, Petitioning Creditor George Rnjak). (ql,) (Entered: 05/09/2007)
- 05/11/2007  25 BNC Certificate of Mailing (RE: related document(s)24 Order,). Service Date 05/11/2007. (Admin.) (Entered: 05/11/2007)
- 05/18/2007  Courtroom Hearing Continued (RE: Hearing Set - related document(s) [11]) (Continued to 6/22/2007 10:30 AM at San Francisco Courtroom 23 - Carlson) (gh,) (Entered: 05/18/2007)
- 05/25/2007  26 Motion to Dismiss/Withdraw Document *Involuntary Petitions* Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Exhibit A to Motion# 2 Declaration of Richard Hatfield# 3 Declaration of Michael Cooper# 4 Certificate of Service) (Cooper, Michael) (Entered: 05/25/2007)
- 05/25/2007  27 Notice of Hearing (RE: related document(s)26 Motion to Dismiss/Withdraw Document *Involuntary Petitions* Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Exhibit A to Motion# (2) Declaration of Richard Hatfield# (3) Declaration of Michael Cooper# (4) Certificate of Service) (Cooper, Michael)). Hearing scheduled for 6/22/2007 at 10:30 AM at San Francisco Courtroom 23 - Carlson. Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Certificate of Service) (Cooper, Michael) (Entered: 05/25/2007)
- 06/15/2007  28 Joinder in *Involuntary Petition* (RE: related document(s)1 Involuntary Petition (Chapter 7), Involuntary Petition (Chapter 7)). Filed by Creditor Jennifer M. Moore (Seymour, James) (Entered: 06/15/2007)
- 06/15/2007  29 Brief/Memorandum in Opposition to *Motion to Dismiss Involuntary Petitions* (RE: related document(s)26 Motion to Dismiss/Withdraw Document,). Filed by Creditor Jennifer M. Moore (Seymour, James) (Entered: 06/15/2007)

06/18/2007  ****CORRECTIVE ENTRY**** Court Corrected The Party Role Of Jennifer M. Moore From "Creditor" To "Petitioning Creditor" and Added Her Address. (RE: related document(s)28 Joinder). (ql,) (Entered: 06/18/2007)

06/21/2007  30 Declaration of Richard Hatfield in Reply to Jennifer M. Moore's Opposition to Motion To Dismiss in Opposition of (RE: related document(s)29 Opposition Brief/Memorandum, 28 Joinder). Filed by Debtor Alliance Financial Capital Holdings, Inc. (Macdonald, Iain) (Entered: 06/21/2007)

06/22/2007  Courtroom Hearing Held (RE: Motion to Dismiss/Withdraw Document - related document(s) 26) (Motion is granted, order to be uploaded.)(gh,) (Entered: 06/22/2007)

06/22/2007  31 Certificate of Service to *[Proposed] Order Granting Petitioning Creditors' Motions to Dismiss Involuntary Petitions in Cases Nos. 07-30030 and 07-30031* (Cooper, Michael) (Entered: 06/22/2007)

06/26/2007  32 Order Granting Petitioning Creditors' Motion to Dismiss Involuntary Petition. (Related Doc # 26) (ql,) (Entered: 06/26/2007)

06/28/2007  33 BNC Certificate of Mailing (RE: related document(s)32 Order on Application to Dismiss/Withdraw Document). Service Date 06/28/2007. (Admin.) (Entered: 06/28/2007)

07/04/2007  34 Notice of Appeal to District Court *of Order of Dismissal*, Fee Amount \$ 255. (RE: related document(s)32 Order on Application to Dismiss/Withdraw Document). Appellant Designation due by 7/16/2007. Transmission to District Court due by 8/3/2007. Filed by Petitioning Creditor Jennifer M. Moore (Seymour, James) (Entered: 07/04/2007)

07/04/2007  35 Statement of Election to District Court, *Appeal* (RE: related document(s)34 Notice of Appeal, filed by Petitioning Creditor Jennifer M. Moore). Filed by Petitioning Creditor Jennifer M. Moore (Seymour, James) (Entered: 07/04/2007)

07/05/2007 Receipt of Appeal Filing Fee. Amount 255.00 from James H. Seymour. Receipt Number 30043562. (ql) (Entered: 07/05/2007)

07/09/2007  36 Courts Certificate of Mailing. Number of notices mailed: 9 (RE: related document(s)34 Notice of Appeal,, 35 Statement of Election on Appeal). (ql,) (Entered: 07/09/2007)

07/09/2007  37 Transmission of Appeal To District Court . (RE: related document(s)35 Statement of Election on Appeal, 34 Notice of Appeal). (ql,) (Entered: 07/09/2007)